

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

YUKIO KUSADA,

Plaintiff,

v.

BERKSHIRE EAST SKI RESORT, UNION
TERMINAL PIERS, INC., NORTHFIELD
MOUNT HERMON SCHOOL, FRANCIS
MILLARD and MICHAEL ATKINS,

Defendants.

v.

TAKERU KUSADA,

Third Party Defendant.

Civil Action No. 05-30043-MAP

STIPULATION OF DISMISSAL

The parties to this action, by their attorneys, hereby stipulate that it be dismissed with prejudice without interest or costs for any party and waiving all rights to appeal.

YUKIO KUSADA

NORTHFIELD MOUNT HERMON
SCHOOL, FRANCIS MILLARD AND
MICHAEL ATKINS

By his Attorneys,

BREAKSTONE, WHITE-LIEF & GLUCK, P.C.



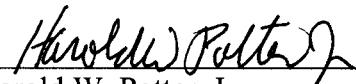
Ronald E. Gluck
BBO # 196950
Two Center Plaza, Suite 530
Boston, MA 02108-1906
(617) 723-7676

Dated: 3/14/07

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By their attorneys

HOLLAND & KNIGHT, LLP



Harold W. Potter, Jr.
BBO # 404240
10 St. James Avenue
Boston, MA 02116
(617) 523-2700

Dated: 3/9/2007